

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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JOHN WILEY & SONS, INC.,	: Index No. 11-CV-5454 (GBD)
Plaintiff,	:
-against-	: <b>AMENDED COMPLAINT</b>
DRK PHOTO,	: <b>ECF Case</b>
Defendant.	:
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Plaintiff, John Wiley & Sons, Inc. ("Wiley"), by its undersigned attorneys, submits this Amended Complaint against Defendant, DRK Photo ("DRK"). Plaintiff alleges as follows:

**NATURE OF ACTION**

1. This is an action for a declaratory judgment pursuant to the federal Declaratory Judgment Act, 28 U.S.C. Section 2201, to resolve an actual case or controversy that has arisen between Wiley and DRK. DRK has asserted that Wiley has infringed the copyrights in numerous stock photographs previously licensed by DRK to Wiley allegedly by using those stock photographs beyond the scope of those licenses, among other things. DRK has threatened claims against Wiley relating to all of the photographs that were licensed by DRK to Wiley. DRK's actions have harmed, and threaten further harm to, Wiley.

**THE PARTIES**

2. Plaintiff John Wiley & Sons, Inc. is a corporation organized under the laws of the State of New York, with its principal place of business located at 111 River Street, Hoboken NJ 07030, and an office located at 245 Fifth Avenue, New York, NY 10016. Previously, at times

relevant to matters alleged herein, Wiley's principal place of business was located in New York, NY.

3. Upon information and belief, Defendant DRK Photo is a sole proprietorship owned and operated by Daniel R. Krasemann with its principal place of business located in Sedona, Arizona.

### **JURISDICTION AND VENUE**

4. This is an action for a declaratory judgment pursuant to the federal Declaratory Judgment Act, 28 U.S.C. Section 2201.

5. This Court has subject matter jurisdiction pursuant to 28 U.S.C. § 2201, which authorizes the Court to declare the rights and other legal relations between interested parties; 28 U.S.C. § 1338, which provides for jurisdiction in connection with claims arising under the copyright laws.

6. Venue is proper in this district under 28 U.S.C. §§ 1391(b) and 1400(a).

7. This Court has personal jurisdiction over DRK pursuant to N.Y. Civ. Prac. L. & R. 301 because, upon information and belief, DRK has purposely targeted its activities to and is systematically transacting, doing, and soliciting business in this district, and pursuant to N.Y. Civ. Prac. L. & R. 302(a) because DRK transacted business with and contracted to provide services to Wiley within the state and the claims herein arise out of that business activity.

### **FACTS COMMON TO ALL CLAIMS**

8. Wiley was founded in 1807 and is a leading global publisher providing content and services to customers worldwide. One of Wiley's core businesses pertains to the publication of educational materials, including textbooks, for undergraduate and graduate students. Wiley

has developed and maintains a substantial and meaningful relationship with colleges and universities worldwide.

9. Wiley's textbooks and other educational publications generally contain contributions from multiple sources, such as photographs licensed by third parties to Wiley and textual content submitted by authors, and constitute collective works within the meaning of the Copyright Act.

10. DRK is a stock photograph agency. It supplies photographs to publishers and other licensees and otherwise provides photographic agency and related services to photographers.

11. Beginning in or about 1992, Wiley entered into transactions with DRK pursuant to which DRK granted Wiley non-exclusive rights and licenses to include certain photographs controlled by DRK in Wiley's publications. Generally, for each transaction, Wiley would identify to DRK which particular photographs from DRK's stock Wiley desired to use, which textbook or other publication the photographs would be included in, and what the estimated print-run would be for that publication. Thereafter, DRK would issue an invoice to Wiley for DRK's fee for Wiley's use of the photographs, and Wiley would include the photographs in its publication.

12. Since DRK first began transacting with Wiley in 1992, DRK licensed numerous photographs to Wiley, and has in some instances relicensed some of the same images to Wiley for inclusion in additional publications. Wiley has included photographs obtained from DRK in a number of separate publications, and in some instances has included photographs obtained from DRK in revised versions of a publication or subsequent editions of that same title.

13. In some instances, the demand for Wiley publications exceeded Wiley's expected sales of the publications and thus the estimated print-runs that Wiley had furnished to DRK turned out to be incorrect.

14. DRK contends that Wiley's use of the photographs in excess of the print-run estimates amounted to copyright infringement and Wiley's provision in good faith of estimated print runs constituted fraud.

15. Wiley and DRK engaged in discussions with each other concerning Wiley having exceeded estimated print-runs for textbooks and other works containing photographs provided by DRK. At no time during those discussions did either party expressly agree or otherwise indicate it would refrain from filing suit relating to the subject matter of the parties discussions. The discussions between Wiley and DRK did not resolve the issues between them, and DRK continued to contend that Wiley infringed DRK's rights. DRK retained litigation counsel who made threats that DRK might file claims against Wiley for copyright infringement and fraud. On August 3, 2011, one of DRK's attorneys indicated to a Wiley representative that DRK was contemplating bringing suit against Wiley.

16. Many of the claims threatened by DRK relate to alleged uses of photographs that occurred beyond the statute of limitations period for copyright infringement actions and thus such claims are barred by the statute of limitations.

17. The online database of the United States Copyright Office does not appear to contain records of copyright registrations for all of the works as to which DRK threatened claims. Accordingly, upon information and belief, DRK is not the owner of the copyright in a substantial number of the photographs DRK provided to Wiley for which DRK had threatened to assert claims. Thus DRK lacks standing to assert and otherwise cannot prevail on copyright

infringement claims relating to those particular photographs. In addition, to the extent that DRK's threatened claims related to Wiley's inclusion of a DRK photograph in a later edition or revised version of a work for which Wiley previously had been licensed, such reuse is non-infringing pursuant to the revision privilege contained in Section 201(c) of the Copyright Act.

18. Wiley filed its original complaint in this action on August 5, 2011.

19. Nearly three weeks later, on August 25, 2011, DRK filed an action against Wiley in the United States District Court for the District of Arizona, Case No. 11-CV-8133 (FJM), contending that between 1997 and 2009 Wiley infringed DRK's copyrights in photographs DRK had licensed to Wiley.

20. DRK has no viable claim for copyright infringement with respect to any of its threatened claims or the claims actually made in DRK's second-filed suit. First, to the extent any of DRK's threatened or actually made claims relate to any alleged infringement that occurred beyond the three-year statute of limitations period applicable to copyright infringement actions, those claims are barred. Second, to the extent any of DRK's threatened or actually made claims relate to the infringement of any photograph for which the photographer who created the photograph holds the copyright, DRK lacks standing to assert that claim. Third, to the extent any of DRK's threatened or actually made claims DRK relate to the use of a photograph in a later edition or revised version of a work for which Wiley previously had been licensed, that use is non-actionable under section 201(c) of the Copyright Act.

21. In DRK's second-filed action, DRK identified 316 instances in which it claimed Wiley infringed DRK's copyrights. Attached as Exhibit A hereto is a list of those 316 instances of infringement alleged by DRK occurring after June 18, 1997.

22. Of the 316 instances of infringement claimed by DRK, the first 294 (as numbered on Exhibit A) occurred beyond the statute of limitations and thus are not actionable.

23. In DRK's second-filed action, DRK asserted copyright infringement claims relating to photographs created by 34 different photographers. DRK, however, is not the exclusive source for licensing the works of these photographers. Works created by these photographers are available from numerous stock photography agents other than or in addition to DRK. Moreover, in some instances, the records of the United States Copyright Office contain copyright registrations for works at issue that reflect that someone other than DRK owns the copyright in the subject work. Although in some instances, copyright registrations for works at issue list DRK as copyright claimant through a transfer by written agreement, upon information and belief, any such purported transfers did not effectively convey ownership of copyright because the form of agreement utilized was inadequate for such purpose. DRK thus does not own the copyrights or hold exclusive rights in any of the photographs at issue in the 316 instances of claimed infringement listed in Exhibit A, and accordingly DRK lacks standing to assert copyright infringement in all 316 instances.

24. In DRK's second-filed action, DRK asserted copyright infringement claims relating to Wiley's inclusion of photographs in later editions or revised versions of collective works in which DRK had licensed Wiley to include the photographs. For example, as identified in Exhibit A, DRK licensed Wiley to use 3 photographs in the 4th Edition of Dynamic Earth by Skinner, but it asserts that inclusion of those same photographs in the 5th Edition of Dynamic Earth by Skinner constituted infringement; DRK licensed Wiley to use 12 photographs in the 4th Edition of Environmental Science by Botkin and Keller, but it asserts that inclusion of those same photographs in the 5th and 6th Editions of Environmental Science by Botkin and Keller

constituted infringement; DRK licensed Wiley to use 20 photographs in the 2nd Edition of Introducing Physical Geography by Strahler, but it asserts that inclusion of those same photographs in the 4th Edition of Introducing Physical Geography by Strahler constituted infringement. These are just a few examples of the permissible inclusion in subsequent editions of a collective work that are identified in Exhibit A. Such uses are not actionable as copyright infringement under Section 201(c) of the Copyright Act.

### **CLAIM FOR DECLARATORY RELIEF**

25. Wiley realleges and incorporates each of the above allegations as set forth in paragraphs 1 through 24 by reference as if set forth herein at length.

26. DRK has claimed that Wiley is liable to it for copyright infringement based on inclusion of DRK photographs in Wiley Publications as identified in Exhibit A, among other claims. DRK threatened to pursue these claims against Wiley. Upon information and belief, DRK communicated to other stock photo suppliers with whom Wiley does business DRK's contentions that Wiley violated DRK's rights and should be liable to DRK.

27. An actual, present and justiciable controversy has arisen between Wiley and DRK concerning Wiley's exposure to liability and its ability to fulfill orders, already placed by Wiley's customers for the upcoming school year, for revised versions of earlier Wiley works that contained photographs included with DRK's permission.

28. Wiley has suffered and will continue to suffer irreparable harm as a result of communications made, upon information and belief, by DRK to third parties in which DRK asserts that Wiley has violated the law and is liable to DRK.

29. Any use by Wiley of DRK photographs is non-actionable as copyright infringement when it: (i) relates to photographs for which DRK lacks copyright ownership or a



valid copyright registration, or (ii) occurred more than three years ago, or (iii) is simply a reuse of the same photograph in a later edition or revised version of the work for which DRK originally licensed the photograph.

30. DRK's claims that Wiley has infringed DRK's copyrights in the photographs licensed by DRK to Wiley warrant judicial relief from this Court in the form of: (i) for each of the instances in which Wiley's alleged infringement occurred more than three years prior to August 2011, declarations that DRK's claim is barred by the statute of limitations and Wiley is not liable to DRK for copyright infringement; (ii) for each of the instances in which DRK lacks copyright ownership or a valid copyright registration for the photograph at issue in DRK's claim, declarations that DRK lacks standing and Wiley is not liable to DRK for copyright infringement; and (iii) for each of the instances in which Wiley simply included the same photograph in a later edition or revised version of a work for which DRK originally licensed Wiley to use the photograph, declarations that such inclusion was permissible under Section 201(c) of the Copyright Act and Wiley is not liable to DRK for copyright infringement.

**WHEREFORE**, Wiley prays for a declaratory judgment in its favor against DRK for the following relief:

A. For an Order declaring that (i) for each of the instances in which Wiley's alleged infringement occurred more than three years prior to August 2011, declarations that DRK's claim is barred by the statute of limitations and Wiley is not liable to DRK for copyright infringement; (ii) for each of the instances in which DRK lacks copyright ownership or a valid copyright registration for the photograph at issue in DRK's claim, declarations that DRK lacks standing and Wiley is not liable to DRK for copyright infringement; and (iii) for each of the instances in which Wiley simply included the same photograph in a later edition or revised



version of a work for which DRK originally licensed Wiley to use the photograph, declarations that such inclusion was permissible under Section 201(c) of the Copyright Act and Wiley is not liable to DRK for copyright infringement;

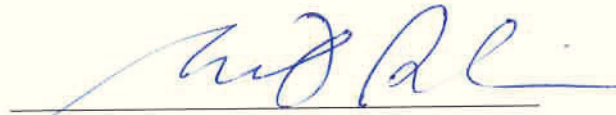
B. That Wiley recover its costs and disbursements incurred in this action, including its reasonable attorney's fees; and

C. Awarding to Wiley such other and additional relief as this Court may deem just, proper and equitable.

Dated: New York, New York  
May 14, 2012

LEVINE SULLIVAN KOCH & SCHULZ, L.L.P.

By:



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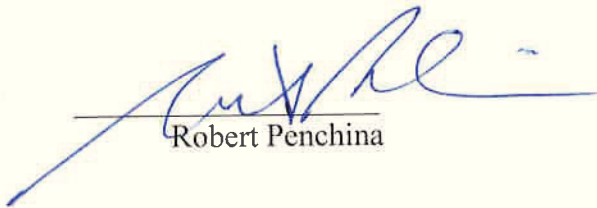
*Attorneys for Plaintiff John Wiley & Sons, Inc.*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 14th day of May, 2012, the annexed Amended Complaint was served by first class U.S. mail upon:

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Fax: (610)-262-9288  
Email: info@harmonseidman.com










Robert Penchina

# Exhibit A









**Exhibit A**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
1		Tom Bledsoe Male walrus cover a rocky beach on Round Island, July, Alaska	1s847736	Invoice No. 005443 Dated 7/2/1997	The Sciences, by Trefil, College Level, 2/e; © 1997
2		Tom & Pat Leeson Nurse log in Old Growth Douglas Fir Forest	1s184015	Invoice No. 005516 Dated 8/20/1997	Physical Geography, by DeBlij, 2/e Update; ©1998
3		Peter French Summit of Kitt Peak National Observatory, Arizona	1s186240	Invoice No. 005516 Dated 8/20/1997	Physical Geography, by DeBlij, 2/e Update; ©1998
4		T.A. Wiewandt Agriculture. Wheat harvest, two Combines and truck	1s217079	Invoice No. 005516 Dated 8/20/1997	Physical Geography, by DeBlij, 2/e Update; ©1998
5		Johnny Johnson Aurora borealis, Northern Lights	1s218089	Invoice No. 005516 Dated 8/20/1997	Physical Geography, by DeBlij, 2/e Update; ©1998
6		Steve Kaufman Rice fields near Napal	1s847318	Invoice No. 005516 Dated 8/20/1997	Physical Geography, by DeBlij, 2/e Update; ©1998








**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
7		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 005516 Dated 8/20/1997	Physical Geography, by DeBlij, 2/e Update; ©1998
8		Stephen J. Krasemann Masai Livestock Tanzania	1s902499	Invoice No. 005516 Dated 8/20/1997	Physical Geography, by DeBlij, 2/e Update; ©1998
9		Larry Ulrich Bright Angel Canyon from Yavapai Point	1s164973	Invoice No. 005567 Dated 10/1/1997	Introducing Physical Geography, by Strahler; ©1997
10		Tom Bean Glacial Kettle Pond in the Kettle Moraine Country, Wisconsin	1s184640	Invoice No. 005567 Dated 10/1/1997	Introducing Physical Geography, by Strahler; ©1997
11		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 005567 Dated 10/1/1997	Introducing Physical Geography, by Strahler; ©1997
12		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 005567 Dated 10/1/1997	Introducing Physical Geography, by Strahler; ©1997
13		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 005567 Dated 10/1/1997	Introducing Physical Geography, by Strahler; ©1997

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Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
14		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 005567 Dated 10/1/1997	Introducing Physical Geography, by Strahler; ©1997
15		Larry Ulrich Petrified wood, Jasper Forest	1d018501	Invoice No. 006255 Dated 11/11/1998	Home Planet, by Murck, 1/e; ©1999
16		Stephen J. Krasemann Hurricane Diane. 12-13 of September 1984	1s127549	Invoice No. 006255 Dated 11/11/1998	Home Planet, by Murck, 1/e; ©1999
17		Tom Bean Patterns in Navajo sandstone. Paria Canyon Wilderness Area. Bureau of Land Management, Arizona	1s180443	Invoice No. 006255 Dated 11/11/1998	Home Planet, by Murck, 1/e; ©1999
18		Marty Cordano 13,000 year old clovis spear points. Lehner Mammoth Kill Site. Hereford Arizona	1s210906	Invoice No. 006255 Dated 11/11/1998	Home Planet, by Murck, 1/e; ©1999
19		John Cancalosi Fossil Dragonfly, early cretaceous period	1s228171	Invoice No. 006255 Dated 11/11/1998	Home Planet, by Murck, 1/e; ©1999
20		Barbara Rowell Aerial of the Himalayas in Tibet	1s244623	Invoice No. 006255 Dated 11/11/1998	Home Planet, by Murck, 1/e; ©1999
21		Michael Collier Peabody Coal Mine on Navajo Reservation at Black Mesa. Arizona.	1s255288	Invoice No. 006255 Dated 11/11/1998	Home Planet, by Murck, 1/e; ©1999

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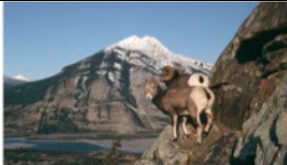




Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
22		Barbara Cushman Rowell Pack Mule Train. Trail Alto De Pucaraju. Cordillera Blance Peru	1s260876	Invoice No. 006255 Dated 11/11/1998	Home Planet, by Murck, 1/e; ©1999
23		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 006255 Dated 11/11/1998	Home Planet, by Murck, 1/e; ©1999
24		Larry Ulrich Petrified wood, Jasper Forest	1d018501	Invoice No. 006258 Dated 11/11/1998	Image Manager CD-ROM, by Murck, 1/e; ©1999
25		Stephen J. Krasemann Hurricane Diane. 12-13 of September 1984	1s127549	Invoice No. 006331 Dated 1/6/1999	Blue Planet, by Skinner, 2/e; ©1999
26		John Eastcott and Yva Momatiuk Glacial fed Rakia River. Showing shingle flats and channels	1s193780	Invoice No. 006331 Dated 1/6/1999	Blue Planet, by Skinner, 2/e; ©1999
27		Barbara Gerlach Twin lakes in the Beartooth Mountains, Wyoming, USA	1s195514	Invoice No. 006331 Dated 1/6/1999	Blue Planet, by Skinner, 2/e; ©1999
28		Barbara Cushman Rowell Towers of Paine. Patagonia. Chile	1s261121	Invoice No. 006331 Dated 1/6/1999	Blue Planet, by Skinner, 2/e; ©1999



**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
29		Tom Bean Glen canyon dam during controlled flood experiment	1s846322	Invoice No. 006331 Dated 1/6/1999	Blue Planet, by Skinner, 2/e; ©1999
30		Tom Bean S.P. crater cinder cone and lava flow, Arizona	1s848472	Invoice No. 006331 Dated 1/6/1999	Blue Planet, by Skinner, 2/e; ©1999
31		Stephen J. Krasemann Wind Generators and Mountains Gorgonio Pass, CA	1s905268	Invoice No. 006331 Dated 1/6/1999	Blue Planet, by Skinner, 2/e; ©1999
32		Tom Bledsoe Male walrus cover a rocky beach on Round Island, July, Alaska	1s847736	Invoice No. 006413 Dated 3/4/1999	Sciences, by Trefil, 2/e Update; ©1999
33		Stephen J. Krasemann Joshua Tree National Monument	1s112571	Invoice No. 006475 Dated 4/19/1999	Environmental Science, by Botkin, 3/e; ©1999
34		Kim Heacox Yellow brittelbush and saguaro cactus	1s211122	Invoice No. 006475 Dated 4/19/1999	Environmental Science, by Botkin, 3/e; ©1999
35		John Cancalosi Acid drainage - abandoned mine site - pollution source	1s846160	Invoice No. 006475 Dated 4/19/1999	Environmental Science, by Botkin, 3/e; ©1999








**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
36		Stephen G. Maka Loose strife. Charles River. Medfield Massachusetts.	1s846784	Invoice No. 006475 Dated 4/19/1999	Environmental Science, by Botkin, 3/e; ©1999
37		Tom & Pat Leeson Rocky Mountain Bighorn sheep ram and ewe during fall mating season	1s848535	Invoice No. 006475 Dated 4/19/1999	Environmental Science, by Botkin, 3/e; ©1999
38		Tom Bean Granite Rocks of Caruthers Canyon in New York Mountains. Eastern Mohave scenic area. California.	1s177885	Invoice No. 006932 Dated 1/12/2000	Problems Collection to Accompany Fund, by Halliday, 6/e; ©2000
39		Tom Bean Sunset light on buildings in downtown Tucson Arizona with Santa Catalina Mountains in background	1s214952	Invoice No. 006933 Dated 1/12/2000	Dynamic Earth, by Skinner, 4/e; ©2000
40		John Cancalosi Acid drainage - abandoned mine site - pollution source	1s846160	Invoice No. 006933 Dated 1/12/2000	Dynamic Earth, by Skinner, 4/e; ©2000
41		Tom Bean S.P. crater cinder cone and lava flow, Arizona	1s848472	Invoice No. 006933 Dated 1/12/2000	Dynamic Earth, by Skinner, 4/e; ©2000








**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
42		Larry Ulrich Bright Angel Canyon from Yavapai Point	1s164973	Invoice No. 006934 Dated 1/12/2000	Introducing Physical Geography, by Strahler, 2/e; ©2000
43		Tom Bean Glacial Kettle Pond in the Kettle Moraine Country, Wisconsin	1s184640	Invoice No. 006934 Dated 1/12/2000	Introducing Physical Geography, by Strahler, 2/e; ©2000
44		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 006934 Dated 1/12/2000	Introducing Physical Geography, by Strahler, 2/e; ©2000
45		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 006934 Dated 1/12/2000	Introducing Physical Geography, by Strahler, 2/e; ©2000
46		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 006934 Dated 1/12/2000	Introducing Physical Geography, by Strahler, 2/e; ©2000
47		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 006934 Dated 1/12/2000	Introducing Physical Geography, by Strahler, 2/e; ©2000

**Exhibit A to Amended Complaint**







Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
48		Stephen J. Krasemann Red Fox in winter leaping after mouse	1s902839	Invoice No. 007211 Dated 9/11/2000	Perspectives of Animal Behavior, by Goodenough, College Level, 2/e; ©2000
49		Stephen J. Krasemann Lion Cubs playing	1s136846	Invoice No. 007357 Dated 11/13/2000	Perspectives of Animal Behavior, by Goodenough, College Level, 2/e; ©2000
50		John Cancalosi Satin bowerbird (Ptilonorayncus violaceus) male	1s186870	Invoice No. 007357 Dated 11/13/2000	Perspectives of Animal Behavior, by Goodenough, College Level, 2/e; ©2000
51		Larry Ulrich Baby blue-eyes and California poppies	1s164262	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
52		Larry Ulrich Bright Angel Canyon from Yavapai Point	1s164973	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
53		Tom Bean Sailing near Jervis Inlet. Pacific Coast of British Columbia Canada.	1s165506	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
54		Tom Bean Glacial Kettle Pond in the Kettle Moraine Country, Wisconsin	1s184640	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001

**Exhibit A to Amended Complaint**





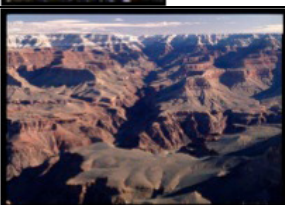
Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
55		Michael Fogden Rainforest stream the edge of the stream is lined with several species of palms.	1s190628	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
56		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
57		Tom Bean Downtown Flagstaff, Arizona	1s200422	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
58		Lewis Kemper Burnt Trees from forest fire	1s206956	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
59		Michael Fogden Rainbow Valley, Australia, South of Alice Springs	1s211945	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
60		Jeremy Woodhouse Sleepy Hollow Farm, Vermont, Property released	1s252135	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
61		Michael Collier Cotton farming along the Colorado River below Parker, Arizona	1s254842	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001



**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
62		Michael Collier Logging west of Grand Tetons National Park, Wyoming	1s254853	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
63		Thomas Wiewandt Mount Rainier Aerial. August 1990 - East Side - Snowfields and glacier. Cascade Mountain Range. Mount Rainier National Park Washington	1s845987	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
64		Tom Till Trillium flowers (Trillium species) in spring. Chimneys Area. Great Smoky Mountains National Park. Tennessee	1s846020	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
65		Larry Ulrich Sandstone headlands. South of Davenport.	1s846025	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
66		Tom Brakefield Giant anteater (Myrmecophaga tridactyla), Brazil	1s847078	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
67		Michael Fogden Rainforest, Penas Blancas Valley	1s849846	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001

**Exhibit A to Amended Complaint**








Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
68		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
69		Stephen J. Krasemann Aerial view Cape Code and surf	1s904674	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
70		Stephen J. Krasemann Lunch Creek Waterfall, Montana	1s905367	Invoice No. 007767 Dated 10/10/2001	Science, by Strahler, 2/e; ©2001
71		Larry Ulrich Baby blue-eyes and California poppies	1s164262	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
72		Larry Ulrich Bright Angel Canyon from Yavapai Point	1s164973	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002



**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
73		Tom Bean Glacial Kettle Pond in the Kettle Moraine Country, Wisconsin	1s184640	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
74		Michael Fogden Rainforest stream the edge of the stream is lined with several species of palms.	1s190628	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
75		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
76		Tom Bean Downtown Flagstaff, Arizona	1s200422	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
77		Lewis Kemper Burnt Trees from forest fire	1s206956	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
78		Michael Fogden Rainbow Valley, Australia, South of Alice Springs	1s211945	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
79		Jeremy Woodhouse Sleepy Hollow Farm, Vermont, Property released	1s252135	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002







**Exhibit A to Amended Complaint**

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80		Michael Collier Cotton farming along the Colorado River below Parker, Arizona	1s254842	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
81		Michael Collier Logging west of Grand Tetons National Park, Wyoming	1s254853	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
82		Thomas Wiewandt Mount Rainier Aerial. August 1990 - East Side - Snowfields and glacier. Cascade Mountain Range. Mount Rainier National Park Washington	1s845987	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
83		Tom Till Trillium flowers (Trillium species) in spring. Chimneys Area. Great Smoky Mountains National Park. Tennessee	1s846020	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
84		Larry Ulrich Sandstone headlands. South of Davenport.	1s846025	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
85		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
86		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002







**Exhibit A to Amended Complaint**

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87		Tom Brakefield Giant anteater (Myrmecophaga tridactyla), Brazil	1s847078	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
88		Michael Fogden Rainforest, Penas Blacas Valley	1s849846	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
89		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
90		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
91		Stephen J. Krasemann Aerial view Cape Code and surf	1s904674	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002
92		Stephen J. Krasemann Lunch Creek Waterfall, Montana	1s905367	Invoice No. 8111 Dated 6/14/2002	Introducing Physical Geography, by Strahler, 2/e; ©2002

**Exhibit A to Amended Complaint**








Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
93		Stephen J. Krasemann Joshua Tree National Monument	1s112571	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
94		Stephen J. Krasemann Nene Goose (Branta sandvicensis)	1s162402	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
95		Larry Ulrich Water tupelo and bald cypress	1s169212	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
96		Kim Heacox Yellow brittlebush and saguaro cactus	1s211122	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
97		Wayne Lynch Elephant Seal pup. Falkland Islands	1s230738	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
98		Gary Zahm Cattle overgraze Riparian habitat. Central Valley California	1s233946	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002

**Exhibit A to Amended Complaint**




Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
99		Bob Gurr Monarch Butterfly (Danaus plexippus) Ontario Canada	1s235414	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
100		Marc Epstein Whaling Vessel "Greyhound" in New Bedford Massachusetts	1s243367	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
101		Tom Till Aerial view of Bora Bora Society Islands. South Pacific Ocean. Pacific Atoll waters. Bora Bora. French Polynesia	1s265759	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
102		David Woodfall Chemical Discharge From outflow pipe	1s282026	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
103		Johnny Johnson Polar bear (Ursus maritimus) crashes thru thin ice, Coast - Hudson Bay, Churchill, Manitoba Province, Canada, November	1s294904	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
104		John Cancalosi Acid drainage - abandoned mine site - pollution source	1s846160	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002



**Exhibit A to Amended Complaint**







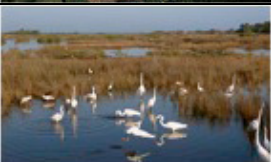
Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
105		Stephen G. Maka Loose strife. Charles River. Medfield Massachusetts.	1s846784	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
106		Tom & Pat Leeson Rocky Mountain Bighorn sheep ram and ewe during fall mating season	1s848535	Invoice No. 8254 Dated 8/14/2002	Environmental Science, by Botkin & Keller, 4/e; ©2002
107		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 8427 Dated 1/28/2003	Environment, by Berg & Raven, 4/e; ©2003
108		Tom Till Terracotta warriors. Tomb of Qin Shihunag. Shaanxi Province. Thousands of lifesize warriors built by First Emperor, People Republic of China	1s238705	Invoice No. 8496 Dated 3/27/2003	Dynamic Earth, by Skinner, 5/e; ©2003
109		Michael Collier Offset streams across the San Andres Fault on the Carrizo Plain. West of Taft California	1s254983	Invoice No. 8496 Dated 3/27/2003	Dynamic Earth, by Skinner, 5/e; ©2003
110		John Cancalosi Acid drainage - abandoned mine site - pollution source	1s846160	Invoice No. 8496 Dated 3/27/2003	Dynamic Earth, by Skinner, 5/e; ©2003
111		Tom Bean S.P. crater cinder cone and lava flow, Arizona	1s848472	Invoice No. 8496 Dated 3/27/2003	Dynamic Earth, by Skinner, 5/e; ©2003

**Exhibit A to Amended Complaint**



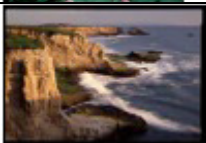



Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
112		Larry Ulrich Petrified wood, Jasper Forest	1d018501	Invoice No. 8795 Dated 2/6/2004	Dynamic Earth, Geodiscoveries, by Skinner, 5/e; ©2004; 0471447285
113		Stephen J. Krasemann Hurricane Diane. 12-13 of September 1984	1s127549	Invoice No. 8795 Dated 2/6/2004	Dynamic Earth, Geodiscoveries, by Skinner, 5/e; ©2004; 0471447285
114		John Cancalosi Fossil Dragonfly, early cretaceous period	1s228171	Invoice No. 8795 Dated 2/6/2004	Dynamic Earth, Geodiscoveries, by Skinner, 5/e; ©2004; 0471447285
115		Michael Collier Peabody Coal Mine on Navajo Reservation at Black Mesa. Arizona.	1s255288	Invoice No. 8795 Dated 2/6/2004	Dynamic Earth, Geodiscoveries, by Skinner, 5/e; ©2004; 0471447285
116		Larry Ulrich Bright Angel Canyon from Yavapai Point	1s164973	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
117		Tom Bean Glacial Kettle Pond in the Kettle Moraine Country, Wisconsin	1s184640	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
118		Michael Fogden Rainforest stream the edge of the stream is lined with several species of palms.	1s190628	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
119		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533



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120		Tom Bean Downtown Flagstaff, Arizona	1s200422	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
121		Lewis Kemper Burnt Trees from forest fire	1s206956	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
122		Michael Fogden Rainbow Valley, Australia, South of Alice Springs	1s211945	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
123		Jeremy Woodhouse Sleepy Hollow Farm, Vermont, Property released	1s252135	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
124		Michael Collier Cotton farming along the Colorado River below Parker, Arizona	1s254842	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
125		Michael Collier Logging west of Grand Tetons National Park, Wyoming	1s254853	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
126		Marc Epstein Wild White Ibis (Eudocimus alba) with Great Egret (Casmerodius albus) and other wading birds feeding	1s316211	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533




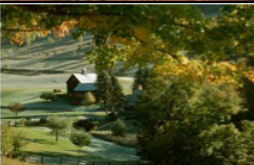

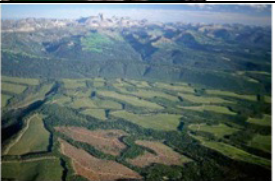

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127		Thomas Wiewandt Mount Rainier Aerial. August 1990 - East Side - Snowfields and glacier. Cascade Mountain Range. Mount Rainier National Park Washington	1s845987	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
128		Tom Till Trillium flowers (Trillium species) in spring. Chimneys Area. Great Smoky Mountains National Park. Tennessee	1s846020	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
129		Larry Ulrich Sandstone headlands. South of Davenport.	1s846025	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
130		Tom Brakefield Giant anteater (Myrmecophaga tridactyla), Brazil	1s847078	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
131		Michael Fogden Rainforest, Penas Blancas Valley	1s849846	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
132		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533








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133		Stephen J. Krasemann Aerial view Cape Code and surf	1s904674	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
134		Stephen J. Krasemann Lunch Creek Waterfall, Montana	1s905367	Invoice No. 8855 Dated 4/14/2004	Physical Geography: Science and Systems, by Strahler, 3/e; ©2004; 0471480533
135		Larry Ulrich Baby blue-eyes and California poppies	1s164262	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
136		Larry Ulrich Bright Angel Canyon from Yavapai Point	1s164973	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
137		Tom Bean Glacial Kettle Pond in the Kettle Moraine Country, Wisconsin	1s184640	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
138		Michael Fogden Rainforest stream the edge of the stream is lined with several species of palms.	1s190628	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695

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Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
139		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
140		Tom Bean Downtown Flagstaff, Arizona	1s200422	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
141		Lewis Kemper Burnt Trees from forest fire	1s206956	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
142		Michael Fogden Rainbow Valley, Australia, South of Alice Springs	1s211945	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
143		Jeremy Woodhouse Sleepy Hollow Farm, Vermont, Property released	1s252135	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
144		Michael Collier Cotton farming along the Colorado River below Parker, Arizona	1s254842	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
145		Michael Collier Logging west of Grand Tetons National Park, Wyoming	1s254853	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
146		Thomas Wiewandt Mount Rainier Aerial. August 1990 - East Side - Snowfields and glacier. Cascade Mountain Range. Mount Rainier National Park Washington	1s845987	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695

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147		Tom Till Trillium flowers (Trillium species) in spring. Chimneys Area. Great Smoky Mountains National Park. Tennessee	1s846020	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
148		Larry Ulrich Sandstone headlands. South of Davenport.	1s846025	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
149		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
150		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
151		Tom Brakefield Giant anteater (Myrmecophaga tridactyla), Brazil	1s847078	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
152		Michael Fogden Rainforest, Penas Blancas Valley	1s849846	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
153		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695



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154		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
155		Stephen J. Krasemann Aerial view Cape Code and surf	1s904674	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
156		Stephen J. Krasemann Lunch Creek Waterfall, Montana	1s905367	Invoice No. 8856 Dated 4/14/2004	Introducing Physical Geography, by Strahler, Media Update, 3/e; ©2004; 0471669695
157		Bob Gurr Grasslands National Park. Saskatchewan Canada	1s258266	Invoice No. 8908 Dated 7/8/2004	Physical Geography: Science, by Strahler, Canadian National Pupil's Edition, 3/e; ©2004; 0471660442
158		Stephen J. Krasemann Autumn tundra, Barrenlands habitat	1s310243	Invoice No. 8908 Dated 7/8/2004	Physical Geography: Science, by Strahler, Canadian National Pupil's Edition, 3/e; ©2004; 0471660442
159		Larry Ulrich Bright Angel Canyon from Yavapai Point	1s164973	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004

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160		Tom Bean Glacial Kettle Pond in the Kettle Moraine Country, Wisconsin	1s184640	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
161		Michael Fogden Rainforest stream the edge of the stream is lined with several species of palms.	1s190628	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
162		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
163		Tom Bean Downtown Flagstaff, Arizona	1s200422	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
164		Lewis Kemper Burnt Trees from forest fire	1s206956	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
165		Michael Fogden Rainbow Valley, Australia, South of Alice Springs	1s211945	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
166		Jeremy Woodhouse Sleepy Hollow Farm, Vermont, Property released	1s252135	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
167		Michael Collier Cotton farming along the Colorado River below Parker, Arizona	1s254842	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004



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168		Michael Collier Logging west of Grand Tetons National Park, Wyoming	1s254853	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
169		Marc Epstein Wild White Ibis (Eudocimus alba) with Great Egret (Casmerodius albus) and other wading birds feeding	1s316211	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
170		Thomas Wiewandt Mount Rainier Aerial. August 1990 - East Side - Snowfields and glacier. Cascade Mountain Range. Mount Rainier National Park Washington	1s845987	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
171		Tom Till Trillium flowers (Trillium species) in spring. Chimneys Area. Great Smoky Mountains National Park. Tennessee	1s846020	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
172		Larry Ulrich Sandstone headlands. South of Davenport.	1s846025	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
173		Tom Brakefield Giant anteater (Myrmecophaga tridactyla), Brazil	1s847078	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
174		Michael Fogden Rainforest, Penas Blancas Valley	1s849846	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004


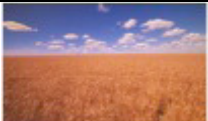




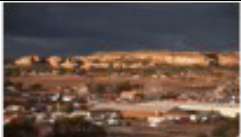
**Exhibit A to Amended Complaint**

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175		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
176		Stephen J. Krasemann Aerial view Cape Code and surf	1s904674	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
177		Stephen J. Krasemann Lunch Creek Waterfall, Montana	1s905367	Invoice No. 8917 Dated 7/12/2004	Physical Geography: Science and Systems, by Strahler, Canadian Pupil's Edition, 3/e; ©2004
178		Stephen J. Krasemann Joshua Tree National Monument	1s112571	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
179		Stephen J. Krasemann Nene Goose (Branta sandvicensis)	1s162402	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004








**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
180		Larry Ulrich Water tupelo and blad cypress	1s169212	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
181		Kim Heacox Yellow brittelbush and saguaro cactus	1s211122	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
182		Gary Zahm Cattle overgraze Riparian habitat. Central Valley California	1s233946	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
183		Bob Gurr Monarch Butterfly (Danaus plexippus) Ontario Canada	1s235414	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
184		Marc Epstein Whaling Vessel Greyhound" in New Bedford Massachusetts	1s243367	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
185		Darrell Gulin Fallow field to the west of Dusty, East Washington	1s277225	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
186		David Woodfall Chemical Discharge From outflow pipe	1s282026	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004

**Exhibit A to Amended Complaint**

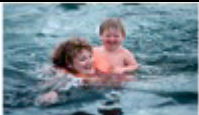






Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
187		Johnny Johnson Polar bear (Ursus maritimus) crashes thru thin ice, Coast - Hudson Bay, Churchill, Manitoba Province, Canada, November	1s294904	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
188		Darrell Gulin Wheat fields just before harvest, Eastern Washington	1s296372	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
189		John Cancalosi Acid drainage - abandoned mine site - pollution source	1s846160	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
190		Stephen G. Maka Loose strife. Charles River. Medfield Massachusetts.	1s846784	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
191		Tom & Pat Leeson Rocky Mountain Bighorn sheep ram and ewe during fall mating season	1s848535	Invoice No. 8966 Dated 10/21/2004	Environmental Science, by Botkin & Keller, 5/e; ©2004
192		Tom Bean Canadian shield - Lake and forest. East of Yellowknife and Great Slave Lake, Northwest Territories, Canada	1s308617	Invoice No. 8982 Dated 10/25/2004	Regional Landscapes, by Birdsall, 6/e; ©2004; 0417152269
193		Stephen Trimble Navajo Nation Fair	1s301249	Invoice No. 8982 Dated 10/26/2004	Regional Landscapes, by Birdsall, 6/e; ©2004; 0417152269

**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
194		Larry Lipsky Tobacco barn, Dillingham, North Carolina	1s313970	Invoice No. 8982 Dated 10/26/2004	Regional Landscapes, by Birdsall, 6/e; ©2004; 0417152269
195		Tom Brakefield Leverett House, built early 1800, Beaufort, South Carolina	1s314747	Invoice No. 8982 Dated 10/26/2004	Regional Landscapes, by Birdsall, 6/e; ©2004; 0417152269
196		Jeremy Woodhouse Forest foliage, interior of woods, Baxter State Park, Maine	1s202035	Invoice No. 9040 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471433659
197		Darrell Gulin Saguaro cactus, Saguaro National Park, Arizona	1s273725	Invoice No. 9040 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471433659
198		Darrell Gulin Saguaro cactus, Saguaro National Park, Arizona	1s273725	Invoice No. 9040 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471433659
199		Martin Harvey Cathedral Termite (Nasutitermes triodiae) mound - up to 6 meters in height, amongst the largest mounds in the World	1s283405	Invoice No. 9040 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471433659
200		Anup and Manoj Shah Orangutan (Pongo pygmaeus). mother and baby. Gunung Leuser National Park Indonesia.	1s846566	Invoice No. 9040 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471433659



**Exhibit A to Amended Complaint**








Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
201		John Cancalosi Child and mom being pulled by a dolphin. Downs syndrome child	1s849559	Invoice No. 9040 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471433659
202		Jeremy Woodhouse Forest foliage, interior of woods, Baxter State Park, Maine	1s202035	Invoice No. 9041 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471652741
203		Darrell Gulin Saguaro cactus, Saguaro National Park, Arizona	1s273725	Invoice No. 9041 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471652741
204		Darrell Gulin Saguaro cactus, Saguaro National Park, Arizona	1s273725	Invoice No. 9041 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471652741
205		Martin Harvey Cathedral Termite (Nasutitermes triodiae) mound - up to 6 meters in height, amongst the largest mounds in the World	1s283405	Invoice No. 9041 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471652741
206		Anup and Manoj Shah Orangutan (Pongo pygmaeus). mother and baby. Gunung Leuser National Park Indonesia.	1s846566	Invoice No. 9041 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471652741
207		John Cancalosi Child and mom being pulled by a dolphin. Downs syndrome child	1s849559	Invoice No. 9041 Dated 2/4/2005	Biology, Understanding Life, by Alters, 1/e; ©2005; 0471652741










**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
208		Larry Ulrich Baby blue-eyes and California poppies	1s164262	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
209		Larry Ulrich Bright Angel Canyon from Yavapai Point	1s164973	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
210		Tom Bean Glacial Kettle Pond in the Kettle Moraine Country, Wisconsin	1s184640	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
211		Michael Fogden Rainforest stream the edge of the stream is lined with several species of palms.	1s190628	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
212		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
213		Tom Bean Downtown Flagstaff, Arizona	1s200422	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
214		Lewis Kemper Burnt Trees from forest fire	1s206956	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
215		Michael Fogden Rainbow Valley, Australia, South of Alice Springs	1s211945	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005

**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
216		Jeremy Woodhouse Sleepy Hollow Farm, Vermont, Property released	1s252135	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
217		Michael Collier Cotton farming along the Colorado River below Parker, Arizona	1s254842	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
218		Michael Collier Logging west of Grand Tetons National Park, Wyoming	1s254853	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
219			1s271897	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
220		Marc Epstein Wild White Ibis (Eudocimus alba) with Great Egret (Casmerodius albus) and other wading birds feeding	1s316211	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
221		Thomas Wiewandt Mount Rainier Aerial. August 1990 - East Side - Snowfields and glacier. Cascade Mountain Range. Mount Rainier National Park Washington	1s845987	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
222		Tom Till Trillium flowers (Trillium species) in spring. Chimneys Area. Great Smoky Mountains National Park. Tennessee	1s846020	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005




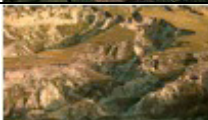


**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
223		Larry Ulrich Sandstone headlands. South of Davenport.	1s846025	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
224		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
225		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
226		Tom Brakefield Giant anteater (Myrmecophaga tridactyla), Brazil	1s847078	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
227		Michael Fogden Rainforest, Penas Blancas Valley	1s849846	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
228		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005
229		Stephen J. Krasemann Aerial view Cape Code and surf	1s904674	Invoice No. 9055 Dated 2/23/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005

**Exhibit A to Amended Complaint**



Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
231		Larry Ulrich Baby blue-eyes and California poppies	1s164262	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
232		Larry Ulrich Bright Angel Canyon from Yavapai Point	1s164973	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
233		Tom Bean Glacial Kettle Pond in the Kettle Moraine Country, Wisconsin	1s184640	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
234		Michael Fogden Rainforest stream the edge of the stream is lined with several species of palms.	1s190628	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
235		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
236		Tom Bean Downtown Flagstaff, Arizona	1s200422	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
237		Lewis Kemper Burnt Trees from forest fire	1s206956	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
238		Michael Fogden Rainbow Valley, Australia, South of Alice Springs	1s211945	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X

**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
239		Jeremy Woodhouse Sleepy Hollow Farm, Vermont, Property released	1s252135	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
240		Michael Collier Cotton farming along the Colorado River below Parker, Arizona	1s254842	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
241		Michael Collier Logging west of Grand Tetons National Park, Wyoming	1s254853	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
242			1s271897	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
243		Marc Epstein Wild White Ibis (Eudocimus alba) with Great Egret (Casmerodius albus) and other wading birds feeding	1s316211	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
244		Thomas Wiewandt Mount Rainier Aerial. August 1990 - East Side - Snowfields and glacier. Cascade Mountain Range. Mount Rainier National Park Washington	1s845987	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X








**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
245		Tom Till Trillium flowers (Trillium species) in spring. Chimneys Area. Great Smoky Mountains National Park. Tennessee	1s846020	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
246		Larry Ulrich Sandstone headlands. South of Davenport.	1s846025	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
247		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
248		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
249		Tom Brakefield Giant anteater (Myrmecophaga tridactyla), Brazil	1s847078	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
250		Michael Fogden Rainforest, Penas Blancas Valley	1s849846	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
251		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X










**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
252		Stephen J. Krasemann Aerial view Cape Code and surf	1s904674	Invoice No. 9063 Dated 4/25/2005	Introducing Physical Geography, by Strahler, 4/e; ©2005; 047167950X
254		Stephen J. Krasemann Joshua Tree National Monument	1s112571	Invoice No. 9103 Dated 5/26/2005	Environmental Science: Earth as a Living Planet, by Botkin, Keller & Heathcote, 1/e; ©2006
255		Stephen J. Krasemann Nene Goose (Branta sandvicensis)	1s162402	Invoice No. 9103 Dated 5/26/2005	Environmental Science: Earth as a Living Planet, by Botkin, Keller & Heathcote, 1/e; ©2006
256		Kim Heacox Yellow brittelpush and saguaro cactus	1s211122	Invoice No. 9103 Dated 5/26/2005	Environmental Science: Earth as a Living Planet, by Botkin, Keller & Heathcote, 1/e; ©2006
257		Bob Gurr Monarch Butterfly (Danaus plexippus) Ontario Canada	1s235414	Invoice No. 9103 Dated 5/26/2005	Environmental Science: Earth as a Living Planet, by Botkin, Keller & Heathcote, 1/e; ©2006








**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
258		Marc Epstein Whaling Vessel Greyhound" in New Bedford Massachusetts	1s243367	Invoice No. 9103 Dated 5/26/2005	Environmental Science: Earth as a Living Planet, by Botkin, Keller & Heathcote, 1/e; ©2006
259		Tom Till Aerial view of Bora Bora Society Islands. South Pacific Ocean. Pacific Atoll waters. Bora Bora. French Polynesia	1s265759	Invoice No. 9103 Dated 5/26/2005	Environmental Science: Earth as a Living Planet, by Botkin, Keller & Heathcote, 1/e; ©2006
260		David Woodfall Chemical Discharge From outflow pipe	1s282026	Invoice No. 9103 Dated 5/26/2005	Environmental Science: Earth as a Living Planet, by Botkin, Keller & Heathcote, 1/e; ©2006
261		Johnny Johnson Polar bear (Ursus maritimus) crashes thru thin ice, Coast - Hudson Bay, Churchill, Manitoba Province, Canada, November	1s294904	Invoice No. 9103 Dated 5/26/2005	Environmental Science: Earth as a Living Planet, by Botkin, Keller & Heathcote, 1/e; ©2006
262		Stephen G. Maka Loose strife. Charles River. Medfield Massachusetts.	1s846784	Invoice No. 9103 Dated 5/26/2005	Environmental Science: Earth as a Living Planet, by Botkin, Keller & Heathcote, 1/e; ©2006
263		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 9243 Dated 10/28/2005	Environment, by Raven & Berg, 5/e; ©2005; 0471704385
264		Annie Griffiths Belt Iowa Native Prairie	1s200035	Invoice No. 9244 Dated 10/28/2005	Environment, by Raven & Berg, 5/e; ©2005; 0471769142








**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
265		Tom Bean Patterns in Navajo sandstone. Paria Canyon Wilderness Area. Bureau of Land Management, Arizona	1s180443	Invoice No. 9495 Dated 1/11/2007	Visualizing Physical Geology, by Murck, 1/e; ©2007; 0471747270
266		John Cancalosi Fossil Dragonfly, early cretaceous period	1s228171	Invoice No. 9495 Dated 1/11/2007	Visualizing Physical Geology, by Murck, 1/e; ©2007; 0471747270
267		Stephen J. Krasemann Joshua Tree National Monument	1s112571	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901
268		Kim Heacox Yellow brittlebush and saguaro cactus	1s211122	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901
269		Bob Gurr Monarch Butterfly (Danaus plexippus) Ontario Canada	1s235414	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901
270		Marc Epstein Whaling Vessel "Greyhound" in New Bedford Massachusetts	1s243367	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901
271		Tom Till Aerial view of Bora Bora Society Islands. South Pacific Ocean. Pacific Atoll waters. Bora Bora. French Polynesia	1s265759	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901

**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
272		Darrell Gulin Fallow field to the west of Dusty, East Washington	1s277225	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901
273		David Woodfall Chemical Discharge From outflow pipe	1s282026	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901
274		Johnny Johnson Polar bear (Ursus maritimus) crashes thru thin ice, Coast - Hudson Bay, Churchill, Manitoba Province, Canada, November	1s294904	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901
275		Darrell Gulin Wheat fields just before harvest, Eastern Washington	1s296372	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901
276		John Cancalosi Acid drainage - abandoned mine site - pollution source	1s846160	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901
277		Tom & Pat Leeson Rocky Mountain Bighorn sheep ram and ewe during fall mating season	1s848535	Invoice No. 9509 Dated 2/7/2007	Environmental Science, by Botkin & Keller, 6/e; ©2007; 0470049901
278		Tom Bean Patterns in Navajo sandstone. Paria Canyon Wilderness Area. Bureau of Land Management, Arizona	1s180443	Invoice No. 9523 Dated 2/27/2007	Visualizing Physical Geography, by Murck, 1/e; ©2007; 0471747270

**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
279		John Cancalosi Fossil Dragonfly, early cretaceous period	1s228171	Invoice No. 9523 Dated 2/27/2007	Visualizing Physical Geography, by Murck, 1/e; ©2007; 0471747270
280		Michael Fogden Rainbow Valley, Australia, South of Alice Springs	1s211945	Invoice No. 9584 Dated 6/12/2007	Physical Geography, by Strahler, Strahler & Archibald, Canadian edition, 4/e; ©2007
281		Michael Collier Cotton farming along the Colorado River below Parker, Arizona	1s254842	Invoice No. 9584 Dated 6/12/2007	Physical Geography, by Strahler, Strahler & Archibald, Canadian edition, 4/e; ©2007
282		Stephen J. Krasemann Aerial Permafrost Polygons	1s901854	Invoice No. 9584 Dated 6/12/2007	Physical Geography, by Strahler, Strahler & Archibald, Canadian edition, 4/e; ©2007
283		David Woodfall Chemical Discharge From outflow pipe	1s282026	Invoice No. 9639 Dated 10/8/2007	Essential Environmental Science, by Keller, 1/e; ©2007; 0471704113
284		Johnny Johnson Polar bear (Ursus maritimus) crashes thru thin ice, Coast - Hudson Bay, Churchill, Manitoba Province, Canada, November	1s294904	Invoice No. 9639 Dated 10/8/2007	Essential Environmental Science, by Keller, 1/e; ©2007; 0471704113
285		John Cancalosi Acid drainage - abandoned mine site - pollution source	1s846160	Invoice No. 9639 Dated 10/8/2007	Essential Environmental Science, by Keller, 1/e; ©2007; 0471704113











**Exhibit A to Amended Complaint**



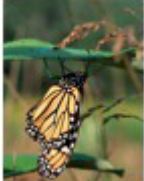



Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
286		Michael Collier Cotton farming along the Colorado River below Parker, Arizona	1s254842	Invoice No. 9641 Dated 10/8/2007	Visualizing Intro to Physical Geography, by Strahler, 1/e; ©2007; 0470095725 & 9780470095720
287		Tom Bean Exposed rock layers in the eroded rapley monocline near Mexican Hat, Utah	1s846735	Invoice No. 9641 Dated 10/8/2007	Visualizing Intro to Physical Geography, by Strahler, 1/e; ©2007; 0470095725 & 9780470095720
288		Tom Brakefield Giant anteater (Myrmecophaga tridactyla), Brazil	1s847078	Invoice No. 9641 Dated 10/8/2007	Visualizing Intro to Physical Geography, by Strahler, 1/e; ©2007; 0470095725 & 9780470095720
289		Stephen Trimble Navajo Nation Fair	1s301249	Invoice No. 9776 Dated 6/11/2008	Regional Landscapes of the US and Canada, by Birdsall, 7/e; ©2009; 0470098260 & 9780470098264
290		Tom Bean Canadian shield - Lake and forest. East of Yellowknife and Great Slave Lake, Northwest Territories, Canada	1s308617	Invoice No. 9776 Dated 6/11/2008	Regional Landscapes of the US and Canada, by Birdsall, 7/e; ©2009; 0470098260 & 9780470098264
291		Larry Lipsky Tobacco barn, Dillingham, North Carolina	1s313970	Invoice No. 9776 Dated 6/11/2008	Regional Landscapes of the US and Canada, by Birdsall, 7/e; ©2009; 0470098260 & 9780470098264
292		Tom Brakefield Leverett House, built early 1800, Beaufort, South Carolina	1s314747	Invoice No. 9776 Dated 6/11/2008	Regional Landscapes of the US and Canada, by Birdsall, 7/e; ©2009; 0470098260 & 9780470098264
293		Michael Collier Cotton farming along the Colorado River below Parker, Arizona	1s254842	Invoice No. 9777 Dated 6/11/2008	Visualizing Climate and Weather, by Anderson, 1/e; ©2008; 047014775X & 9780470147757








**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
294		Stephen J. Krasemann Aerial view Cape Code and surf	1s904674	Invoice No. 9777 Dated 6/11/2008	Visualizing Climate and Weather, by Anderson, 1/e; ©2008; 047014775X & 9780470147757
295		John Cancalosi Siberian Taiga, aerial view	1s234433	Invoice No. 9801 Dated 8/27/2008	The World Today, by DeBlij, 4/e; ©2009; 0470237139
296		T.A. Wiewandt Fossil shark teeth (Lamna obliqua) in sandstone	1s179121	Invoice No. 9802 Dated 8/27/2008	Visualizing Earth History, by Babcock, a title within the Visual Imprint Series, 1/e; ©2009; 0471724904 & 9780471724902
297		John Cancalosi Siberian Taiga, aerial view	1s234433	Invoice No. 9829 Dated 10/26/2008	Geography Today, by DeBlij, International Student Edition, 4/e; ©2009; 9781470409459
298		Tom Bean Patterns in Navajo sandstone. Paria Canyon Wilderness Area. Bureau of Land Management, Arizona	1s180443	Invoice No. 9857 Dated 1/28/2009	Visualizing Geology, by Murck, 2/e; ©2009; 0470419474 9780470419472
299		Stan Tekiela Virginia opossum mother with young	1d013977	Invoice No. 9922 Dated 7/21/2009	Animal Behavior, by Goodenough, National Pupil's Edition & International Student Edition, 3/e; ©2010; 0470045175 9780470045176
300		Stephen J. Krasemann Lion Cubs playing	1s136846	Invoice No. 9922 Dated 7/21/2009	Animal Behavior, by Goodenough, National Pupil's Edition & International Student Edition, 3/e; ©2010; 0470045175
301		John Cancalosi Satin bowerbird (Ptilonoraynchus violaceus) male	1s186870	Invoice No. 9922 Dated 7/21/2009	9780470045176 Animal Behavior, by Goodenough, National Pupil's Edition & International Student Edition, 3/e; ©2010; 0470045175




**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
302		Stephen J. Krasemann Joshua Tree National Monument	1s112571	Invoice No. 9923 Dated 7/21/2009	9780470045176 Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 & 9780470118559
303		Kim Heacox Yellow brittelpush and saguaro cactus	1s211122	Invoice No. 9923 Dated 7/21/2009	Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 & 9780470118559
304		Bob Gurr Monarch Butterfly (Danaus plexippus) Ontario Canada	1s235414	Invoice No. 9923 Dated 7/21/2009	Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 & 9780470118559
305		Marc Epstein Whaling Vessel Greyhound" in New Bedford Massachusetts	1s243367	Invoice No. 9923 Dated 7/21/2009	Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 &
306		Tom Till Aerial view of Bora Bora Society Islands. South Pacific Ocean. Pacific Atoll waters. Bora Bora. French Polynesia	1s265759	Invoice No. 9923 Dated 7/21/2009	9780470118559 Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 & 9780470118559
307		Darrell Gulin Fallow field to the west of Dusty, East Washington	1s277225	Invoice No. 9923 Dated 7/21/2009	Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 & 9780470118559

**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
308		David Woodfall Chemical Discharge From outflow pipe	1s282026	Invoice No. 9923 Dated 7/21/2009	Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 &
309		Johnny Johnson Polar bear (Ursus maritimus) crashes thru thin ice, Coast - Hudson Bay, Churchill, Manitoba Province, Canada, November	1s294904	Invoice No. 9923 Dated 7/21/2009	9780470118559 Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 &
310		Darrell Gulin Wheat fields just before harvest, Eastern Washington	1s296372	Invoice No. 9923 Dated 7/21/2009	9780470118559 Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 & 9780470118559
311		John Cancalosi Acid drainage - abandoned mine site - pollution source	1s846160	Invoice No. 9923 Dated 7/21/2009	Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 & 9780470118559
312		Tom & Pat Leeson Rocky Mountain Bighorn sheep ram and ewe during fall mating season	1s848535	Invoice No. 9923 Dated 7/21/2009	Environmental Science, by Botkin, National Pupil's Edition and International Student Edition, 7/e; ©2009; 0470118555 & 9780470118559
313		Tom Bean Patterns in Navajo sandstone. Paria Canyon Wilderness Area. Bureau of Land Management, Arizona	1s180443	Invoice No. 9924 Dated 7/21/2009	Visualizing Earth Science, by Merali, National Pupil's Edition and International Student Edition, 1/e; ©2009; 9780471747055

**Exhibit A to Amended Complaint**

Line	Image	Author / Description	Image ID	Invoice	Alleged Publication
314		Tom Bean Patterns in Navajo sandstone. Paria Canyon Wilderness Area. Bureau of Land Management, Arizona	1s180443	Invoice No. 9924 Dated 7/21/2009	Visualizing Earth Science, by Merali, National Pupil's Edition and International Student Edition, 1/e; ©2009; 9780471747055
315		Michael Fogden Lianas. Forest interior with lianas. Amazon Rainforest	1s846517	Invoice No. 9948 Dated 10/27/2009	Con Brio, by Lucas, National Pupil's Edition and International Student Edition, 2/e; ©2010; 9780470500620
316		John Cancalosi Siberian Taiga, aerial view	1s234433	Invoice No. 9953 Dated 10/27/2009	Regions, by DeBlij, National Pupil's Edition and International Student Edition, 14/e; ©2010; 9780470462423